

Bill No. 337  
2012

By-law No. A.-

A by-law to authorize the execution of an Agreement between The Corporation of the City of London and Donald Jones Management Services Inc. for the operation and management of Centennial Hall.

WHEREAS subsection 5(3) of the *Municipal Act, 2001* S.O. 2001, c.25, as amended, provides that a municipal power shall be exercised by by-law;

AND WHEREAS section 9 of the *Municipal Act, 2001* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS the City and Donald Jones Management Services Inc. entered into an Agreement, commencing January 1, 2013 to operate and manage Centennial Hall.

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. The Agreement entered into between The Corporation of the City of London and Donald Jones Management Services Inc., attached as Schedule A to this by-law, is hereby authorized and approved.
2. The Mayor and the City Clerk are hereby authorized to execute the Amending Agreement authorized and approved under section 1 of this by-law.
3. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on August 28, 2012.

Joe Fontana  
Mayor

Catharine Saunders  
City Clerk

First Reading – August 28, 2012  
Second Reading – August 28, 2012  
Third Reading – August 28, 2012

SCHEDULE 'A'

THE CORPORATION OF THE CITY OF LONDON  
(hereinafter called the "Owner")

- AND -

DONALD JONES MANAGEMENT SERVICES INC.  
(hereinafter called the "Manager")

WHEREAS by an agreement dated the 1<sup>st</sup> day of January, 2006 (the "2006 Agreement"), the Owner engaged the Manager to operate and manage Centennial Hall at 550 Wellington Street in the City of London which is a multi-purpose public hall owned by the Owner;

AND WHEREAS by an agreement dated the 1<sup>st</sup> day of January, 2010, the Parties extended the term of engagement of the Manager to operate and manage the Hall for the Owner;

AND WHEREAS the parties wish to extend the term of engagement of the Manager for an additional three (3) year period;

NOW THEREFORE in consideration of the mutual covenants and agreements herein contained and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by the parties, the Owner and the Manager agree as follows:

1. The term of engagement of the Manager shall be extended for an additional three (3) year period commencing on the 1<sup>st</sup> day of January, 2013 and ending on the 31<sup>st</sup> day of December, 2015, on the same terms and conditions as set out in the 2006 Agreement.
2. Schedule "A" – Regular Personnel Costs or Contract Services of the 2006 Agreement is hereby deleted and replaced by the Schedule "A" attached hereto.
3. Paragraph 2 of the 2010 Agreement is hereby deleted.
4. In all other respects, the parties confirm that the 2006 Agreement and 2010 Agreement shall remain in full force and effect.

IN WITNESS WHEREOF the Owner and Manager have executed this Agreement as evidenced by the signatures of their authorized officers.

THE CORPORATION OF THE CITY OF LONDON

Per: \_\_\_\_\_  
Joe Fontana, Mayor

Per: \_\_\_\_\_  
Catharine Saunders, City Clerk

DONALD JONES MANAGEMENT SERVICES INC.

Per: \_\_\_\_\_  
Donald Jones, President  
I have the authority to bind the corporation.

**SCHEDULE "A"**

**Donald Jones Management Services Inc. and City of London**

**REGULAR PERSONNEL COSTS**

<b>Description</b>	<b>Estimate</b>
Office Manager	\$ 60,000
Secretary	\$ 40,000
Office Assistant (part time)	\$ 7,500
Head of Maintenance	\$ 45,000
Maintenance Pool	\$ 99,500
Total	\$252,000